



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10
1200 Sixth Avenue
Seattle, Washington 98101

April 13, 1994

EPA - REGION 10
RECEIVED

APR 18 1994

WATER DIVISION
DRINKING WATER/GROUND WATER

Jo N. Miles
City of Toppenish
21 W. 1st Ave.
Toppenish, WA 98948

Re: Leaking Underground Storage Tank Site #4-260015

Dear Mr. Miles:

This letter is in response to the reporting of your leaking Underground Storage Tank (UST). Besides the Environmental Protection Agency (EPA), your local (city or county) fire marshal should be notified.

Below you will find a summary of EPA's requirements for leaking UST cleanups, as specified in 40 CFR §280, Subpart F, enclosed. You may choose to follow the Washington Department of Ecology (Ecology) requirements, as specified in Ecology's Guidance for Remediation of Releases from USTs (July 1991). The Ecology cleanup standards will be used by EPA to set cleanup levels for your site. An experienced cleanup contractor will be familiar with the investigation and cleanup requirements, which will help you to expedite the cleanup process. Enclosed is a Fact Sheet on "Controlling UST Cleanup Costs: Hiring a Contractor," which may be helpful to you.

Procedures to be followed (Note: The reports, contacts and notice posting/maintenance may be accomplished by your contractor, but you, as the owner, are responsible for them.):

1. At least **three days** prior to beginning further work in the excavation, notify EPA of the action so that an EPA representative may be present, if it is desired.

2. Initial Site Characterization: Within **90 days** a report must be submitted with information about the site and the nature of the release, which must include, at a minimum, the information specified in 40 CFR §280.63-280.65. as applicable, where there is soil and/or groundwater contamination, along with a plan for cleaning up the site.

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3. Corrective Action Plan: At any point after reviewing the information submitted in 2., above, the EPA may require a corrective action plan be submitted, in compliance with 40 CFR §280.66.

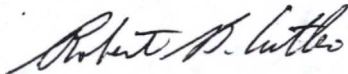
4. Cleanup Report: A final summary report of the cleanup action shall be submitted to EPA. Use the Ecology draft Guidance on Preparing Independent Remedial Action Reports Under the Model Toxics Control Act, Chapter 70.105D RCW (enclosed) as the format for your report.

5. In order to achieve compliance with EPA's public notice requirements for corrective actions, 40 C.F.R. §280.67, the enclosed "Notice of Contamination" must be posted at your cleanup site. The "Notice of Contamination" must be posted at the most visible point where the public can read it **and** it must be properly maintained.

If you choose to follow Ecology's independent cleanup requirements, you still need to do 1., 2., 4., and 5., above. In all cases, whoever has been designated by you as the site contact can expect EPA to be calling for periodic verbal status reports.

All written reports are to be sent to this office, as I will be your contact with EPA for your cleanup, unless you hear from me otherwise. Please feel free to contact me if you have any questions, at (206) 753-9543.

Sincerely,



Robert B. Cutler
UST Program Coordinator
Washington Operations Office

Enclosures

cc: Harold Scott, WD-133
Katie Holt, WD-133